



Journal of the Senate

State of Indiana

114th General Assembly

First Regular Session

Forty-seventh Meeting Day

Thursday Morning

April 14, 2005

The Senate convened at 10:35 a.m., with the President of the Senate, Rebecca S. Skillman, in the Chair.

Prayer was offered by Pastor Greg Lee, Suncrest Christian Church, St. John, the guest of Senator Dorothy S. "Sue" Landske.

The Pledge of Allegiance to the Flag was led by Senator Landske.

The Chair ordered the roll of the Senate to be called. Those present were:

Alting	Long
Antich-Carr	Lubbers
Bowser	Lutz
Bray	Meeks
Breaux	Merritt
Broden <input type="checkbox"/>	Miller
Clark	Mishler
Craycraft	Mrvan
Dillon	Nugent
Drozda	Paul
Ford	Riegsecker
Gard <input type="checkbox"/>	Rogers
Garton	Server
Harrison <input type="checkbox"/>	Simpson
Heinold	Sipes
Hershman	Skinner <input type="checkbox"/>
Howard	Smith
Hume	Steele
Jackman	Waltz
Kenley	Waterman
Kruse	Weatherwax
Lanane	Wyss
Landske	Young, M.
Lawson	Young, R.
Lewis	Zakas

Roll Call 444: present 46; excused 4. [Note: A ☐ indicates those who were excused.] The Chair announced a quorum present. Pursuant to Senate Rule 5(d), no motion having been heard, the Journal of the previous day was considered read.

MOTIONS TO DISSENT FROM HOUSE AMENDMENTS

SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 379 and that a conference committee be appointed to confer with a like committee

of the House.

WEATHERWAX

Motion prevailed.

REPORT OF THE PRESIDENT PRO TEMPORE

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 381:

Conferees: Ford, Chair and Hume

Advisors: Hershman, Wyss, Jackman, Rogers, Sipes, and Lutz

GARTON

Date: 4/13/05

Time: 5:35 p.m.

PRESIDENT PRO TEMPORE'S REPORT OF ASSIGNMENT OF CONFEREES

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1135:

Conferees: Ford and Sipes

GARTON

Date: 4/14/05

Time: 10:12 a.m.

PRESIDENT PRO TEMPORE'S REPORT OF ASSIGNMENT OF CONFEREES

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1001:

Conferees: Meeks and Simpson

Advisors: Kenley, Wyss, Miller, Breaux, Craycraft, and Hume

GARTON

Date: 4/14/05

Time: 10:11 a.m.

PRESIDENT PRO TEMPORE'S REPORT OF ASSIGNMENT OF CONFEREES

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the

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following senators to serve as Senate conferees (or advisors) on
Engrossed House Bill 1137:
Conferees: Ford and Sipes

GARTON
Date: 4/14/05
Time: 10:05 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1182:
Conferees: Dillon and Hume
Advisors: Ford and Mrvan

GARTON
Date: 4/14/05
Time: 10:07 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1501:
Conferees: Server and Lanane
Advisors: Long and Howard

GARTON
Date: 4/14/05
Time: 10:08 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1794:
Conferees: Lubbers and Rogers

GARTON
Date: 4/14/05
Time: 10:04 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1646:
Conferees: M. Young and Lewis

GARTON
Date: 4/14/05
Time: 9:56 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1314:
Conferees: Lubbers and Skinner

GARTON
Date: 4/14/05
Time: 10:06 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1083:
Conferees: Alting and Simpson
Advisors: Kenley and Hume

GARTON
Date: 4/14/05
Time: 9:55 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1120:
Conferees: Kenley and Hume
Advisors: Ford and Breaux

GARTON
Date: 4/14/05
Time: 9:45 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1033:
Conferees: Gard and Lanane
Advisors: Heinold and Broden

GARTON
Date: 4/14/05
Time: 9:37 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1063:
Conferees: Bray and Lanane
Advisors: Long and Mrvan

GARTON
Date: 4/14/05
Time: 9:40 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1057:
Conferees: Wyss and Rogers

GARTON
Date: 4/14/05
Time: 9:28 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1059:
Conferees: Gard and Skinner

GARTON
Date: 4/14/05
Time: 9:29 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1098:
Conferees: Dillon and Simpson
Advisors: Riegsecker and Antich-Carr

GARTON
Date: 4/14/05
Time: 10:41 a.m.

RESOLUTIONS ON FIRST READING

Senate Concurrent Resolution 52

Senate Concurrent Resolution 52, introduced by

Senator Craycraft:

A CONCURRENT RESOLUTION congratulating the Muncie Central Girl's Volleyball Team for their outstanding accomplishment in the 2004 Indiana High School Association, Class 4A Girl's State Volleyball Championship.

Whereas, The team defeated Indianapolis Cathedral, 25-21, 22-25, 25-22, 27-25, at Butler University in the state championship game at historic Hinkle Fieldhouse in Indianapolis on Saturday, November 6, 2004; and

Whereas, The team has won 5 state championships: 1997, 1998, 1999, 2002, 2004; and

Whereas, The Muncie Central Girl's Volleyball Team had a record of 38-2 for the 2004 season; and

Whereas, Team members, Kelli Miller received 2004 Class 4A All-State 1st team and Class 4A All-American 1st team (national), and Laura Anderson and Sarah Smith were recognized as 2004 Class 4A All-State 2nd team, and Kim Kuzma was recognized as 2004 Youth National Team; and

Whereas, The Muncie Central Girl's Volleyball Team was led by Head Coach Wes Lyon, Assistant Coaches Peter Chang, Jenna Foster, Meredith Fancher, and David Carlson, Managers Darryl Balfour, Tony Smith, and William Young, Athletic Director Tom Jarvis, Principal Dick Daniel, Superintendent Dr. Marlin Creasy and includes team members Ashley Anderson, Laura Anderson, Tiarra Burns, Emily Fisher, Kamille King, Laken Kurtz, Kim Kuzma, Jasmine Long, Kelli Miller, Sarah Smith, Emily Tschuor, Leigh Ann Vorhees, and Kayleigh Watson: Therefore,

Be it resolved by the Senate of the General Assembly of the State of Indiana, the House of Representatives concurring:

SECTION 1. That the General Assembly congratulates the Muncie Central Girl's Volleyball Team for its accomplishment in winning the 2004 IHSAA Class 4A Girl's State Volleyball Championship and extend its congratulations to the team members, coaching staff, their families, and the school.

SECTION 2. That the Secretary of the Senate shall transmit a copy of this resolution to each team member, each member of the coaching staff, the Principal and the Superintendent.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution. House sponsors: Representatives Davis and Adams.

10:59 a.m.

The Chair declared a recess until the fall of the gavel.

Recess

The Senate reconvened at 1:33 p.m., with the President of the Senate in the Chair.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed Engrossed House Bills 1008, 1039, 1052, 1080, 1224, 1241, 1262, 1288, 1325, 1335, 1398, and 1736 and the same are herewith transmitted to the Senate for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolution 50 and the same is herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolutions 47, 48, and 49 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has passed House Concurrent Resolutions 45 and 46 and the same are herewith transmitted for further action.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 206:

Conferees:

Lehe and Reske

Advisors:

Frizzell and Oxley

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 202:

Conferees:

Buell and Avery

Advisors:

McClain and Welch

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 201:

Conferees:

Ruppel and Tincher

Advisors:

Dodge and Aguilera

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 196:

Conferees:

Alderman and Crooks

Advisor:

Stutzman

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 171:

Conferees:

Friend and Bardon

Advisors:

Dodge and Lawson

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 139:

Conferees:

Alderman and C. Brown

Advisor:

Leonard

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 132:

Conferees:

Borders and Kuzman

Advisors:

Foley and Welch

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 218:

Conferees:

Whetstone and Kuzman

Advisors:

Ulmer and Bischoff

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 217:

Conferees:

Wolkins and Austin

Advisors:

Stutzman and Pelath

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 213:

Conferees:

Walorski and Aguilera

Advisors:

Friend, Neese, and Stevenson

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 227:

Conferees:

Buell and Pflum

Advisors:

Davis and Mays

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the

Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 279:

Conferees:

Wolkins and Micon

Advisors:

Lutz and Mahern

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 242:

Conferees:

Messer and Mahern

Advisors:

Buck and Stilwell

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 298:

Conferees:

Hinkle and Pelath

Advisors:

Koch, Wolkins, and Denbo

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 304:

Conferees:

Alderman and Reske

Advisors:

Buell and Pierce

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1794:

Conferees:

Behning, Chair

Porter

Advisors:

Messer and Robertson

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1314:

Conferees:

Behning, Chair
Porter

Advisors:

Noe, Fry, and Cheney

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1159:

Conferees:

J. Smith, Chair
Summers

Advisor:

Ruppel

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1142:

Conferees:

T. Brown, Chair
Fry

Advisors:

Saunders and Hoy

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1141:

Conferees:

T. Brown, Chair
Kuzman

Advisor:

J. Smith

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1135:

Conferees:

Heim, Chair
Pelath

Advisors:

T. Harris and Austin

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1120:

Conferees:

Espich, Chair
Bauer

Advisors:

Ayres, Turner, Kersey, and Avery

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1098:

Conferees:

Messer, Chair
C. Brown

Advisors:

T. Brown and Micon

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1063:

Conferees:

Wolkins, Chair
E. Harris

Advisors:

Foley and Bottorff

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following

Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1059:

Conferees:

Wolkins, Chair
Grubb

Advisor:

T. Brown

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1057:

Conferees:

Duncan, Chair
Pelath

Advisors:

Stutzman and Bischoff

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1033:

Conferees:

Heim, Chair
Hoy

Advisors:

Wolkins and Grubb

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 1:

Conferees:

Turner and Kersey

Advisors:

Borror, Kuzman, and Welch

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 18:

Conferees:

Foley and Van Haaften

Advisors:

Walorski and Tincher

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 30:

Conferees:

McClain and C. Brown

Advisors:

T. Brown and Stevenson

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 49:

Conferees:

Koch and Moses

Advisors:

Walorski and Micon

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 79:

Conferees:

Duncan and Goodin

Advisors:

Wolkins and Oxley

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 100:

Conferees:

Espich and Crawford

Advisors:

Buell and GiaQuinta

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the

Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 106:

Conferees:

Torr and V. Smith

Advisor:

Noe

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 598.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 209.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 200.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the House has accepted and approved the Joint Rule 20 correction on Engrossed Senate Bill 285.

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 54:

Conferees:

Walorski and Lawson

Advisors:

Foley and Orentlicher

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 127:

Conferees:

Torr and Crooks

Advisors:

Borror and C. Brown

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 181:

Conferees:

Wolkins and Hoy

Advisors:

Dodge and E. Harris

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 268:

Conferees:

T. Brown and C. Brown

Advisors:

T. Harris and Reske

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 295:

Conferees:

Foley and Pierce

Advisors:

T. Harris and Klinker

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed Senate Bill 307:

Conferees:

Behning and Crawford

Advisors:

Hinkle, Porter, and Dickinson

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1646:

Conferees:

Ripley, Chair
Fry

Advisors:

Borders and Klinker

M. CAROLINE SPOTTS
Principal Clerk of the House

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 48

House Concurrent Resolution 48, sponsored by Senator Simpson:

A CONCURRENT RESOLUTION honoring the Bloomington North High School Science Olympiad team.

Whereas, The Bloomington North High School Science Olympiad team placed first in the state competition for the fifth consecutive year, establishing a new state record and earning the right to represent the state at the National Science Olympiad in Illinois in May;

Whereas, The Science Olympiad is an international, nonprofit organization devoted to improving the quality of science education;

Whereas, Science Olympiad tournaments are academic, interscholastic competitions, following the format of popular board games, TV shows, and athletic games, and consist of a series of 32 individual and team events;

Whereas, The National Science Olympiad was created in 1983 to increase young people's interest in science and to act as an alternative to science fairs;

Whereas, Participants reach the state tournament by winning one of eight regional events that are held at colleges and universities throughout Indiana;

Whereas, Students in the Olympiad are tested in biology, earth sciences, chemistry, physics, problem solving, technology, teamwork, group planning, and cooperation; and

Whereas, In college and for the rest of their lives, these students will find that the team spirit and good sportsmanship they developed during the Science Olympiad will be one of the deciding factors in all their future successes: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the general assembly acknowledges the tremendous amount of time and effort that went into this state title and encourages the students of Bloomington North High School to continue their pursuit of knowledge.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the members of the Bloomington North High School Science Olympiad team and their coach, the high school principal, and the superintendent.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

MOTIONS TO CONCUR
IN HOUSE AMENDMENTS

SENATE MOTION

Madam President: I move that the Senate do concur with the House amendments to Engrossed Senate Bill 253.

FORD

Roll Call 445: yeas 45, nays 0. Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate do concur with the House amendments to Engrossed Senate Bill 326.

SERVER

Roll Call 446: yeas 45, nays 0. Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate do concur with the House amendments to Engrossed Senate Bill 335.

SIMPSON

Roll Call 447: yeas 44, nays 1. Motion prevailed.

RESOLUTIONS ON FIRST READING

House Concurrent Resolution 46

House Concurrent Resolution 46, sponsored by Senators Breaux and Howard:

A CONCURRENT RESOLUTION honoring Cordelia Lewis Burks.

Whereas, After years of dedicated service, Cordelia Lewis Burks is retiring as the Director of the Politics and Legislation Division of the American Federation of State, County, and Municipal Employees International Union of Indiana;

Whereas, In 1980, after working 20 years in the nursing and administrative areas at Central State Hospital, Cordelia accepted a position with the Indiana State AFL-CIO as the first black staff representative for the labor federation of over 300,000 union members;

Whereas, After spending six years with the Indiana AFL-CIO as director of labor education and director of community services and directing the state federation's programs of Volunteers in Politics and labor education, she accepted a position in Washington, D.C. as the Civil Rights Director for the Service Employees International Union;

Whereas, Although Cordelia enjoyed her time in Washington, she soon became homesick for the Midwest;

Whereas, Cordelia returned to Indianapolis and began working as the first black female business agent for Local 135 of the Teamsters Union;

Whereas, In early 1989, Cordelia was offered the position of directing the programs of politics and legislation in Indiana for the American Federation of State, County, and Municipal Employees International Union;

Whereas, In this position, Cordelia was the union's chief lobbyist in Indiana and traveled the nation working in campaigns and providing political education training programs for union members;

Whereas, In addition to her service with the union, Cordelia served Governor Frank O'Bannon as a member of the 317 Task Force for Development Disabilities and was a member of the board of the Central Indiana Community Services Council;

Whereas, Although Cordelia maintained a very busy schedule, she always had time to serve her community;

Whereas, Cordelia serves as a board member of the National A. Philip Randolph Institute, and is a member of the National Labor Ad Hoc Committee of the NAACP and the National Council of Negro Women, the labor roundtable of the National Conference of Black State Legislators and the Indiana Democratic African American Caucus, the Indiana Black Legislative Caucus, and the Executive Council of the National Coalition of Black Trade Unionists;

Whereas, Cordelia is also a board member of the Indiana Women Historical Society and Women for Better Government, served on the State Board of the Citizens Action Coalition and the Indianapolis Urban League Advisory Committee, served as the Indiana Labor Chair of the United Negro College Fund and the Labor Advisory Committee of Indianapolis; and in 1990, Governor Evan Bayh appointed her to the Indiana Coal Forum; and

Whereas, Cordelia Lewis Burks was born in the coal mining area of Eastern Kentucky, but she is truly a Hoosier at heart: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana, the Senate concurring:

SECTION 1. That the Indiana General Assembly thanks Cordelia Lewis Burks for her years of dedicated service to her state and her community and wishes her happiness and contentment in her retirement.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to the Cordelia Lewis Burks and her family.

The resolution was read in full and adopted by voice vote. The Chair instructed the Secretary to inform the House of the passage of the resolution.

SENATE MOTION

Madam President: I move that Senators Alting, Antich-Carr, Bowser, Bray, Broden, Clark, Craycraft, Dillon, Drozda, Ford, Gard, Garton, Harrison, Heinold, Hershman, Hume, Jackman, Kenley, Kruse, Lanane, Landske, Lawson, Lewis, Long, Lubbers, Lutz, Meeks, Merritt, Miller, Mishler, Mrvan, Nugent, Paul, Riegsecker, Rogers, Server, Simpson, Sipes, Skinner, Smith, Steele, Waltz, Waterman, Weatherwax, Wyss, M. Young, R. Young, and Zakas be added as cosponsors of House Concurrent Resolution 46.

BREAUX

Motion prevailed.

MOTIONS TO DISSENT FROM HOUSE AMENDMENTS

SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 508 and that a conference committee be appointed to confer with a like committee of the House.

CLARK

Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 574 and that a conference committee be appointed to confer with a like committee of the House.

SERVER

Motion prevailed.

SENATE MOTION

Madam President: I move that the Senate do not concur with the House Amendments to Engrossed Senate Bill 222 and that a conference committee be appointed to confer with a like committee of the House.

MILLER

Motion prevailed.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1142:

Conferees: Kenley and Simpson

Advisors: Mishler and Sipes

GARTON
Date: 4/14/05
Time: 1:48 p.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1159:

Conferees: Zakas and Craycraft

GARTON
Date: 4/14/05
Time: 1:44 p.m.

**REPORT OF THE
PRESIDENT PRO TEMPORE**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed Senate Bill 379:

Conferees: Weatherwax and Howard

GARTON
Date: 4/14/05
Time: 11:37 a.m.

**PRESIDENT PRO TEMPORE'S REPORT
OF
ASSIGNMENT OF CONFEREES**

Pursuant to Rule 81(b), of the Standing Rules and Orders of the Senate, President Pro Tempore Robert D. Garton has appointed the following senators to serve as Senate conferees (or advisors) on Engrossed House Bill 1141:

Conferees: Harrison and Lewis

Advisors: Bray and Skinner

GARTON
Date: 4/14/05
Time: 1:12 p.m.

REPORTS FROM COMMITTEES

COMMITTEE REPORT

Madam President: Pursuant to Joint Rule 20, your Committee on Rules and Legislative Procedure, to which was referred

Engrossed Senate Bill 634 because it conflicts with HEA 1219-2005 without properly recognizing the existence of HEA 1219-2005, has had Engrossed Senate Bill 634 under consideration and begs leave to report back to the Senate with the recommendation that Engrossed Senate Bill 634 be corrected as follows:

Page 1, line 1, after "27-4-1-4" insert ", AS AMENDED BY HEA 1219-2005, SECTION 2,".

Page 7, line 14, after "IC 27-1-22-25" insert ",,".

Page 7, line 14, delete "or".

Page 7, line 14, after "IC 27-1-22-26" insert ", or IC 27-1-22-26.1".

(Reference is ESB 634 as printed March 18, 2005.)

GARTON, Chair
R. YOUNG, R.M.M.
PAUL

Report adopted.

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1501:

Conferees:
Yount, Chair
Kuzman
Advisors:
Bosma and Bardon

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1182:

Conferees:
Leonard, Chair
Moses
Advisors:
Turner and Avery

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1137:

Conferees:
Murphy, Chair
Reske
Advisors:
Buck and Pelath

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1083:

Conferees:

Murphy, Chair
Crawford

Advisors:

Noe and Day

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE HOUSE

Madam President: I am directed by the House to inform the Senate that the Speaker of the House has appointed the following Representatives to a conference committee to confer with a like committee of the Senate on Engrossed House Bill 1001:

Conferees:

Espich, Chair
Crawford

Advisors:

Buell, Turner, Thompson, Cochran, Avery, and Klinker

M. CAROLINE SPOTTS
Principal Clerk of the House

MESSAGE FROM THE GOVERNOR

Madam President and Members of the Senate: On April 14, 2005, I signed the following enrolled acts into law: SEA 56, 267, and 484.

MITCHELL E. DANIELS, JR.
Governor

MESSAGE FROM THE GOVERNOR

Madam President and Members of the Senate: On April 13, 2005, I signed the following enrolled acts into law: SEA 453, 572, 225, and 193 and HEA 1183.

MITCHELL E. DANIELS, JR.
Governor

SENATE MOTION

Madam President: I move that the Motion to Concur on Engrossed Senate Bill 327, filed April 14, 2005, be withdrawn from further consideration by the Senate.

HUME

Motion prevailed.

SENATE MOTION

Madam President: I move we adjourn until 1:30 p.m., Monday, April 18, 2005.

GARTON

Motion prevailed.

The Senate adjourned at 2:21 p.m.

MARY C. MENDEL
Secretary of the Senate

REBECCA S. SKILLMAN
President of the Senate